

1 Charles A. Bonner, Esq. (SBN: 85413)  
 2 A. Cabral Bonner, Esq. (SBN: 247528)  
 3 LAW OFFICES OF CHARLES A. BONNER  
 4 1913 Bridgeway  
 5 Sausalito, CA 94965  
 Telephone: (415) 331-3070  
 Facsimile: (415) 331-2738

6 Attorneys for Plaintiff  
 7 MELVIN ATKINS

8 Kimberly E. Colwell, Esq. (SBN: 127604)  
 9 [kcolwell@meyersnave.com](mailto:kcolwell@meyersnave.com)  
 Tricia L. Hynes, Esq. (SBN: 212550)  
 10 [thynes@meyersnave.com](mailto:thynes@meyersnave.com)  
 11 MEYERS, NAVÉ, RIBACK, SILVER & WILSON  
 12 555 12<sup>th</sup> Street, Suite 1500  
 13 Oakland, CA 94607  
 Telephone: (510) 808-2000  
 Facsimile: (510) 444-1108

12 Attorneys for Defendants  
 13 CITY OF PETALUMA and  
 14 OFFICER PAUL ACCORNERO

15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA

17 MELVIN ATKINS,

Case No: C07-05524 SI (BZ)

18 Plaintiff,

19 v.  
**[PROPOSED] ORDER RE STIPULATION**  
**TO USE OF PRIOR SETTLEMENT**  
**CONFERENCE IN LIEU OF MEDIATION**  
**HEREIN**

20 CITY OF PETALUMA; PETALUMA POLICE  
 21 DEPARTMENT; OFFICER PAUL  
 22 ACCORNERO; and DOES 1 through 100,  
 inclusive,

Complaint Filed: September 14, 2007  
 Trial Date: Not Yet Set

23 Defendants.

1 Having reviewed the parties' Stipulation Re use of prior Settlement Conference in lieu of  
2 Evaluation herein and other pleadings on file in the above-entitled case, the Court HEREBY  
3 GRANTS parties' Stipulation.

4 All parties participated in a settlement conference with Magistrate Judge Bernard  
5 Zimmerman on March 7, 2008. The parties anticipate a follow up session with Magistrate Judge  
6 Zimmerman on May 2, 2008. The parties request that the settlement conference before Magistrate  
7 Judge Zimmerman serve as a substitute for the mediation program in this matter and request that the  
8 order referring the matter to court-connected Early Neutral Evaluation be formally vacated.

9 IT IS HEREBY ORDERED THAT the settlement conference before Magistrate Judge  
10 Zimmerman serve as a substitute for the mediation program in this matter and the order referring  
11 the matter to court-connected Early Neutral Evaluation be formally vacated.

12 Dated: \_\_\_\_\_, 2008

  
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13 HON. SUSAN ILLSTON  
14 JUDGE, USDC, NORTHERN DISTRICT  
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